

Message Text

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70

ACTION L-03

INFO OCT-01 AF-08 ISO-00 COME-00 EB-07 JUSE-00 CIAE-00

DODE-00 PM-04 H-02 INR-07 NSAE-00 NSC-05 PA-01 PRS-01

SP-02 SS-15 USIA-06 TRSE-00 /062 W

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R 301732Z APR 76

FM AMEMBASSY BAMAKO

TO SECSTATE WASHDC 3767

LIMITED OFFICIAL USE BAMAKO 1474

FOR L/PM

EO 11652: N/A

TAGS: PGOV, PFOR, ML

SUBJ: CABINET TASK FORCE ON QUESTIONABLE PAYMENTS;

FOREIGN LAWS ON QUESTIONABLE PAYMENTS

REF: STATE 94647

BEGIN UNCLASSIFIED

1. FOLLOWING RESPONSES KEYED TO QUESTIONS IN PARAGRAPH

2 REFTEL.

A. YES, ACCORDING TO MALIAN LAW, ALL GOVERNMENT OFFICIALS ARE PROHIBITED FROM ENGAGING IN COMMERCIAL ENTERPRISE OR TAKING ADVANTAGE OF THEIR PUBLIC OFFICE FOR PERSONAL GAIN. IT WOULD NOT BE POSSIBLE TO OFFER FUNDS OR ITEMS OF VALUE TO INFLUENCE OFFICIAL ACTIONS WITHOUT VIOLATING THE LAW.

B. NO. SUCH PAYMENTS COULD NOT LEGALLY BE MADE.

C. YES IN THAT AGENTS MAY NOT MAKE PAYMENTS TO GOVERNMENT EMPLOYEES.

D. NO. THERE ARE NO SPECIFIC LAWS SINCE THERE ARE NO POLITICAL PARTIES AND POLITICAL ACTIVITY IS PROHIBITED.

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E. NO. SEE D ABOVE.

F. NO. IN STRICTLY COMMERCIAL TRANSACTIONS NOT
INVOLVING GOVERNMENT EMPLOYEES OR PURCHASES, AGENTS
ARE FREE TO MAKE WHATEVER ARRANGEMENTS THEY CAN.
END UNCLASSIFIED-BEGIN LIMITED OFFICIAL USE--

2. COMMENT: IN SPITE OF THE PROHIBITION REGARDING
COMMERCIAL ACTIVITY, MALIAN CIVIL SERVANTS AT ALL LEVELS
ARE ENGAGED IN COMMERCIAL OPERATIONS THROUGH FAMILY
AND FRIENDS. FURTHER, PAYMENTS FOR SPECIAL SERVICES
IN INFLUENCING GOVERNMENT DECISIONS IS COMMON,
ALTHOUGH IT IS OUR JUDGMENT THAT THE DEMAND FOR KICK-
BACKS IS NOT AS COMMON OR AS BLATANT IN MALI AS IN
OTHER AFRICAN COUNTRIES. END LIMITED OFFICIAL USE.

3. TEXT OF RELEVANT LAWS WILL BE POUCHED.
DAWKINS

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NNN

Message Attributes

Automatic Decaptioning: X
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Channel Indicators: n/a
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Disposition Authority: CunninFX
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Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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To: STATE
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